S.B. Criminal Misc. Bail Application No.5071/2006

Date : 28.11.2006.

HON'BLE MR. SATYA PRAKASH PATHAK, J.

Mr. Rahul Sharma for the applicants.
Mr. Vishnu Kachhawaha, Public Prosecutor.

I have heard learned counsel for the applicants as well as the learned Public Prosecutor for the State and carefully gone through the impugned order.

After hearing learned counsel for the parties, I am of the opinion that in the instant case petitioner No.2 Smt. Kamla Devi wife of Pukh Raj should be extended benefit of anticipatory bail looking to the allegations and counter-allegations and the fact that on 4.9.2006 even the wife of the deceased filed a complaint alleging that the deceased Prakash wanted to kill her, therefore, I deem it just and proper to grant anticipatory bail to the applicant No.2. Accordingly, it is directed that in the event of arrest of applicant No.2 Smt. Kamla Devi w/o Pukh Raj by I.O./S.H.O. in FIR No.62/2006

P.S. Barloot, District Sirohi, she shall be released on bail provided she furnishes a personal bond in the sum of Rs.30,000/- alongwith two sound and solvent sureties in the sum of Rs.15,000/- each to the satisfaction of Investigating Officer on the following conditions:-

(i)That she shall make herself available for interrogation by a police officer as and when required;

(ii)That she shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer and;

(iii)That she shall not leave India without the previous permission of the Court.

The bail application of applicant No.1 Pukh Raj stands dismissed as not pressed.

(SATYA PRAKASH PATHAK), J.